



7-18-05

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Patent Application  
Attorney Docket No. PC11724G  
EXPRESS MAIL NO. EV654805382US

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 15th day of July, 2005.

By

*Deanna L. Shields*  
(Signature of person mailing)  
Deanna L. Shields

(Typed or printed name of person)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Zheng J. Li, et al. :

APPLICATION NO.: 10/652,933 : Examiner: PESELEV, ELLI

FILING DATE: 08/28/2003 : Group Art Unit: 1623

TITLE: CRYSTAL FORMS OF AZITHROMYCIN:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF INVENTORSHIP UNDER 37 CFR § 1.48(a)

The following persons, Richard Todd Darrington and William N. Soby, were not named as co-inventors in the above-referenced U.S. patent application through error without any deceptive intent on their part. Applicants hereby request that Richard Todd Darrington and William N. Soby be added as co-inventors of the present application.

In support of the present Request, Applicants enclose statements from Richard Todd Darrington and William N. Soby as set forth in 37 CFR § 1.48(a)(2).

Moreover, a declaration under 37 CFR § 1.48(a)(3) from Zheng J. Li, Andrew V. Trask, Richard Todd Darrington and William N. Soby is also enclosed, together with the written consent of the assignee, Pfizer Inc.

Please charge the processing fee of \$130.00 as set forth in 37 C.F.R. §1.17(i) and any additional fees required to our Deposit Account No. 16-1445.

Respectfully submitted,

Date: July 15, 2005

Lance Y. Liu

Lance Y. Liu  
Attorney for Applicant(s)  
Reg. No. 45,379

Pfizer Inc.  
Patent Department, MS 8260-1611  
Eastern Point Road  
Groton, Connecticut 06340  
(860) 686-1652

Doc. #: 83209v1

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, (and Preliminary Amendment, if applicable), or
- ☒ Application No. 10/652,933, filed on 08/28/2003
- ☐ as amended on \_\_\_\_\_ (if applicable);

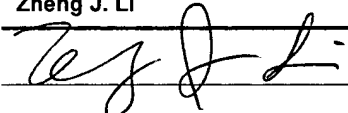
I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;


I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

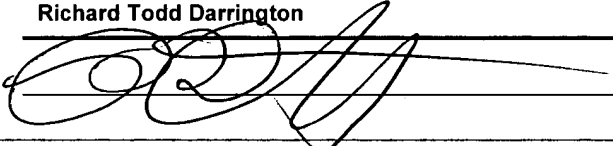
I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**Full Name of Inventor(s)**

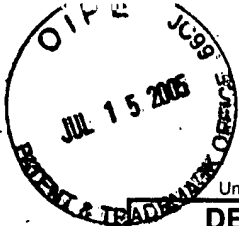
Inventor 1 Zheng J. Li  
Signature  Citizen of US

Inventor 2 Andrew V. Trask  
Signature  Citizen of US

Inventor 3 Richard Todd Darrington  
Signature  Citizen of US

☐ Additional inventors are being named on

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PC11724G

PTO/SB/01A (06-03)

Approved for use through 07/31/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN  
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- ☒ Application No. 10/652,933, filed on 08/28/2003
- ☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

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**Full Name of Inventor(s)**

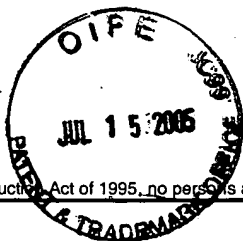
Inventor 4

William N. Soby

Signature

William N. SobyCitizen of US☐ Additional inventors are being named on

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PTO/SB/81(06-03)

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/652,933
Filing Date	08/28/2003
First Named Inventor	Zheng J. Li
Title	CRYSTAL FORMS OF AZITHROMYCIN
Art Unit	1623
Examiner Name	PESELEV, ELLI
Attorney Docket Number	PC11724G

I hereby appoint:

☐ Practitioners at Customer Number**28523****OR**☐ Practitioners named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.**OR**☐ The address associated with Customer Number**OR**☐ Firm or  
Individual Name

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I am the:

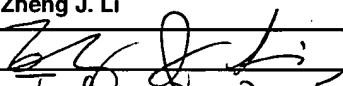
☒ Applicant/Inventor.☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name

Zheng J. Li

Signature

Date

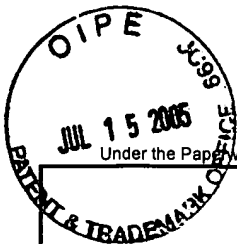
  
July 13, 2005

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required (see below\*).

☐ \*Total of \_\_\_\_ forms are submitted.

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Applicant/Inventor.

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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name

Andrew V. Trask

Signature

Date

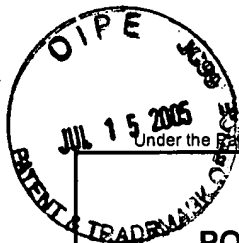
01 July 2005

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Name

**Richard Todd Barrington**

Signature

Date

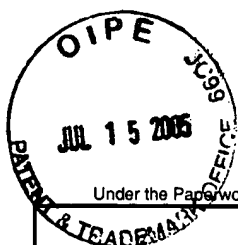
**July 11, 2005**

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PTO/SB/81(06-03)

Approved for use through 11/30/2005. OMB 0651-0035

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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name

William N. Soby

Signature

Date

06 Jul 05

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2. Doc. #: 83256





Patent Application  
Attorney Docket No. PC11724G

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Zheng J. Li, et al. :

APPLICATION NO.: 10/652,933 : Examiner: PESELEV, ELLI

FILING DATE: 08/28/2003 : Group Art Unit: 1623

TITLE: CRYSTAL FORMS OF AZITHROMYCIN:

Commissioner for Patents  
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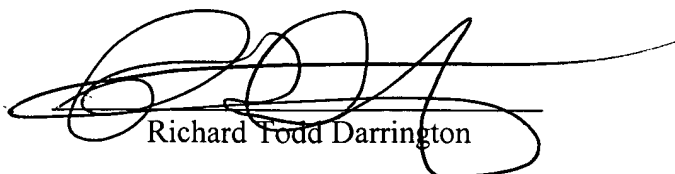
Sir:

STATEMENT OF RICHARD TODD DARRINGTON UNDER 37 CFR § 1.48(a)

I, Richard Todd Darrington, contributed to the conception of the subject matter of the currently pending claims of the above-identified U.S. patent application. However, I was not named as a co-inventor through error without any deceptive intent on my part. Therefore, the inventorship of the above-identified patent application should be corrected under 37 C.F.R. §1.48(a).

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of title 18 of the United States code and such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: July 11, 2005

  
Richard Todd Darrington



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APPLICATION NO.: 10/652,933 : Examiner: PESELEV, ELLI

FILING DATE: 08/28/2003 : Group Art Unit: 1623

TITLE: CRYSTAL FORMS OF AZITHROMYCIN:  
-----

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

STATEMENT OF WILLIAM N. SOBY UNDER 37 CFR § 1.48(a)

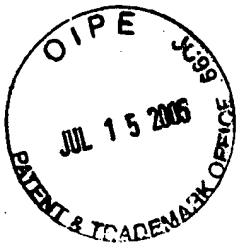
I, William N. Soby, contributed to the conception of the subject matter of the currently pending claims of the above-identified U.S. patent application. However, I was not named as a co-inventor through error without any deceptive intent on my part. Therefore, the inventorship of the above-identified patent application should be corrected under 37 C.F.R. §1.48(a).

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Date:

06 Jul 05

William N. Soby  
William N. Soby



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Attorney Docket No. PC11724G

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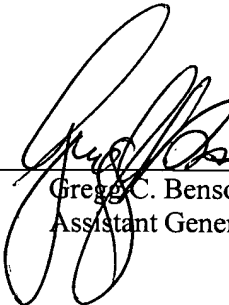
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

CONSENT OF ASSIGNEE TO CORRECT INVENTORSHIP

Pfizer Inc., being sole owner of the above-identified application as evidenced by the Assignment recorded on December 18, 2001 at REEL/FRAME: 012374/0121 and by virtue of the employment agreements between Pfizer Inc. and the currently named inventors, hereby consents to the change of inventorship in the above-identified application from the joint inventorship of Zheng J. Li and Andrew W. Trask to the joint inventorship of Zheng J. Li, Andrew W. Trask, Richard Todd Darrington and William N. Soby.

Date: 15 July 2005

By:   
Gregg C. Benson  
Assistant General Patent Counsel

Pfizer Inc.  
Patent Department MS 8260-1611  
Eastern Point Road  
Groton, CT 06340  
Tel: (860)441-4901